**Application No.: 10/695,175** 

REMARKS

Claims 1-9 are currently pending in this application, as amended. By this

reply, claims 6 and 8 have been amended to address a minor informality. The

amendment does not further limit the scope of the claims. Applicant respectfully

submits that no new matter has been introduced into the application by these

amendments.

In the action, the Examiner rejected claims 1-8 under the judicially created

doctrine of obviousness type double patenting as unpatentable over several claims

in the parent application which issued as U.S. Patent 6,637,893. In response,

Applicants have submitted a Terminal Disclaimer and Statement of Common

Ownership along with the requisite fee. Accordingly, it is respectfully submitted

that the obviousness type double patenting rejection has been overcome by the

Terminal Disclaimer. Claim 9, which depends from claim 1, should also now be

patentable in view of the Terminal Disclaimer.

In the action, claims 6 and 8 were rejected under 35 U.S.C. §112, second

paragraph, as being indefinite.

In response, Applicant has amended claims 6 and 8 in order to positively

recite "a sensor". Accordingly, withdrawal of the 35 U.S.C. § 112 rejection is

respectfully requested.

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Applicant: Kurt Hecht

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If the Examiner believes that any additional minor formal matters need to be

addressed in order to place the present application in condition for allowance, the

Examiner is invited to contact the undersigned by telephone at the Examiner's

convenience.

In view of the foregoing amendments and remarks, Applicant respectfully

submits that the present application, including claims 1-9, is in condition for

allowance, and a Notice to that effect is respectfully solicited.

Respectfully submitted,

Kurt Hecht

D. 1/5

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RJH/pf Enclosure